FILTO

JAN 12 1998

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH DAKOTA SOUTHERN DIVISION

CLERK

SUSAN JANSA BRUNICK,

vs.

CIV. 97-4183

Plaintiff,

•

STIPULATION FOR DISMISSAL

WELLMARK OF SOUTH DAKOTA d/b/a WELLMARK BLUE CROSS BLUE SHIELD OF SOUTH DAKOTA, f/k/a BLUE CROSS BLUE SHIELD OF SOUTH DAKOTA,

Defendant.

Plaintiff Susan Jansa Brunick and Defendant Wellmark of South Dakota d/b/a Wellmark Blue Cross Blue Shield of South Dakota, f/k/a Blue Cross Blue Shield of South Dakota, through their attorneys of record, hereby stipulate and agree that the case has been settled and may be dismissed on its merits, with prejudice, and without taxation of costs to any party. The above named parties further stipulate that the Court may enter judgment of dismissal consistent with the Stipulation without further notice to any party.

Dated at Sioux Falls, South Dakota, this //0 day of January, 1998.

DAVENPORT, EVANS, HURWITZ & SMITH, L.L.P.

WOODS, FULLER, SHULTZ & SMITH, P.C.

ROBERTO A. LANGE 6
513 South Main Avenue
P.O. Box 1030
Sioux Falls, SD 57101-1030
(605)336-2880
Attorneys for Plaintiff

KRISTING L. KREITER
300 \$ Phillips Avenue #300
P. O. Box 5027
Sioux Falls, SD 57104-6322
(605)336-3890
Attorneys for Defendant